

**BUREAU OF LAND MANAGEMENT  
YUMA FIELD OFFICE  
2555 E. Gila Ridge Rd.  
Yuma, AZ 85365**

**CATEGORICAL EXCLUSION (CX) FORM**

**AZ-320-2005-0016**

**Case/Project No.: AZA 31207**

**PROJECT NAME:** Dallas Self Road

**TECHNICAL REVIEW:**

(√)	Program	Reviewer	Signature	Date
	Air Quality			
	ACEC			
√	Botanical including T & E Spp.	F. Wong		
	Communications (Dispatch)			
√	Cultural/Paleontology	S. Arnold		
	Energy Policy			
	Environmental Justice			
	Farmlands (Prime & Unique)			
	Floodplain			
√	Hazardous Material	S. Fusilier		
√	Invasive & Non-Native Species	F. Wong		
√	Lands/Realty	F. Rodriguez		
	Land Law Examiner			
	Law Enforcement			
	Minerals			
	Native American Religious Concerns			
	Operations			
	Range Management			
	Recreation			
	Soils			
	Surface Protection			
	Visual Resources			
	Water Rights			
	Water Quality (Surface & Ground)			
	Wetlands/Riparian Zones			
	Wild & Scenic Rivers			
	Wilderness			
	Wild Horses/Burros			
√	Wildlife including T & E Spp.	F. Wong		

Prepared by: \_\_\_\_\_

Francisca S. Rodriguez  
Realty Specialist

Date: \_\_\_\_\_

Reviewed by: \_\_\_\_\_

Karen Reichhardt  
Acting Planning & Environmental Coordinator

Date: \_\_\_\_\_

Reviewed by: \_\_\_\_\_

Thomas F. Zale  
Assistant Field Manager

Date: \_\_\_\_\_

**Name of Project:** Dallas Self Road

**Number:** AZ-320-2004-0016

**Case File No.:** AZA 31207

**Location (legal description):**

Right-of-Way Grant application, AZA 31207, affects the following public lands:

Gila and Salt River Meridian, Yuma County, Arizona

T. 9 S., R. 19 W.,  
sec. 16, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  (within);  
sec. 17, S $\frac{1}{2}$ S $\frac{1}{2}$ S $\frac{1}{2}$  (within);  
sec. 18, S $\frac{1}{2}$ S $\frac{1}{2}$ S $\frac{1}{2}$  (within);  
sec. 19, N $\frac{1}{2}$ N $\frac{1}{2}$ N $\frac{1}{2}$  (within);  
sec. 20, N $\frac{1}{2}$ NW $\frac{1}{4}$  (within);  
sec. 21, S $\frac{1}{2}$ NE $\frac{1}{4}$  (within).

The area described contains 10.67 acres approximately.

**Applicant:** Dallas L. Self and Richard L. Self

**Description of Proposed Action:**

On June 21, 2000, we received a corrected right-of-way application from Dallas and Richard Self to obtain legal access to their private property. The road they would be using to access their property is an existing dirt road, 40 feet wide by 11,616 feet long, authorized under AZA 30931 and AZA 30932 to other private landowners in the surrounding area. The right-of-way would be issued pursuant to Title V of the Federal Land Policy and Management Act (FLPMA) of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761), and all applicable regulations contained in Title 43 Code of Federal Regulations part 2800. The right-of-way grant would be issued for a 20-year term with the right to renew. No new construction is proposed. Maintenance of the existing dirt road would occur as needed within the right-of-way area. If land outside the area were needed for maintenance, a temporary use permit would need to be requested.

**Categorical Exclusion Reference:**

Right-of-Way Grant Applications, AZA 31207: 516 DM 6, Appendix 5.4: E(12) – Grants of rights-of-way wholly within the boundaries of other compatibly developed rights-of-way.

**Required Stipulations:**

1. Ninety (90) days prior to termination of the right-of-way, the holder shall contact the authorized officer to arrange a joint inspection of the right-of-way. This inspection will be held to agree to an acceptable termination (and rehabilitation) plan. This plan shall include, but is not limited to, removal of facilities, drainage structures, or surface material, recontouring, topsoiling, or seeding. The authorized officer must approve the plan in writing prior to the holder's commencement of any termination activities.

2. No signs or advertising devices shall be placed on the premises or on adjacent public lands, except those posted by or at the direction of the authorized officer.
3. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the authorized officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder.
4. If in connection with operations under this authorization, any human remains, funerary objects, sacred objects or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (P.L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the holder shall stop operations in the immediate area of the discovery, protect the remains and objects, and immediately notify the authorized officer. The holder shall continue to protect the immediate area of the discovery until notified by the authorized officer that operations may resume.
5. The holder shall be responsible for weed control on disturbed areas within the limits of the right-of-way. The holder is responsible for consultation with the authorized officer and/or local authorities for acceptable weed control methods (within limits imposed in the grant stipulations).
6. The holder shall clean off-road equipment (power or high-pressure cleaning) of all mud, dirt, and plant parts prior to moving equipment onto public land authorized under this grant.
7. All design, material, and construction, operation, maintenance, and termination practices shall be in accordance with safe and proven engineering practices.
8. The holder shall protect all survey monuments found within the right-of-way. Survey monuments include, but are not limited to, General Land Office and Bureau of Land Management Cadastral Survey Corners, reference corners, witness points, U.S. Coastal and Geodetic benchmarks and triangulation stations, military control monuments, and recognizable civil (both public and private) survey monuments. In the event of obliteration or disturbance of any of the above, the holder shall immediately report the incident, in writing, to the authorized officer and the respective installing authority if known. Where General Land Office or Bureau of Land Management right-of-way monuments or references are obliterated during operation, the holder shall secure the services of a registered land surveyor or a Bureau cadastral surveyor to restore the disturbed monuments and references using surveying procedures found in the Manual of Surveying Instructions for the Survey of the Public Lands in the United States, latest edition. The holder shall record such survey in the appropriate county and send a copy to the authorized officer. If the Bureau cadastral surveyors or other Federal surveyors are used to restore the disturbed survey monument, the holder shall be responsible for the survey cost.
9. The holder shall survey and clearly mark the centerline and/or exterior limits of the right-of-way, as determined by the authorized officer.
10. The holder shall permit free and unrestricted public access to and upon the right-of-way for all lawful purposes except for those specific areas designated as restricted by the authorized officer to protect the public, wildlife, livestock, or facilities constructed within the right-of-way.

11. Holder shall maintain the right-of-way in a safe, usable condition, as directed by the authorized officer. (A regular maintenance program shall include, but is not limited to, blading, ditching, culvert installation, and surfacing.)
12. Construction sites shall be maintained in a sanitary condition at all times; waste materials at those sites shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.
13. There is reserved to the United States, its successors and assigns, the prior right to use any of the land herein described to construct, reconstruct, operate, and maintain dams, dikes, levees, reservoirs, canals, wasteways, laterals, ditches, drainage works, flood channels, telephone and telegraph lines, fiber-optic cables, electric transmission lines, roadways, and appurtenant irrigation structures, without any payment made by the United States, or its successors and assigns, for such right, with the agreement on the part of the applicant that if the construction or reconstruction of any or all of such dams, dikes, levees, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, fiber-optic cables, electric transmission lines, roadways, or appurtenant irrigation structures across, over, or upon said lands should be made more expensive by reason of the existence of improvements or workings of the applicant thereon, such additional expense is to be estimated by the Secretary of the Interior, whose estimate is to be final and binding upon the parties hereto, and that within thirty days after demand is made upon the applicant for payment of such sums, the applicant will make payment thereof to the United States, or its successors and assigns, constructing or reconstructing such dams, dikes, levees, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, fiber-optic cables, electric transmission lines, roadways, or appurtenant irrigation structures across, over, or upon said lands. There is also reserved to the United States the right of its officers, agents, employees, licensees, and permittees, at all proper times and places freely to have ingress to, passage over, and egress from all of said lands for the purpose of exercising, enforcing, and protecting the rights reserved herein.

Applicant further agrees that the United States, its officers, agents, employees, and assigns, shall not be liable for any damage to the improvements or works of the applicant resulting from the construction, reconstruction, operation, or maintenance of any of the works hereinabove enumerated.

**Compliance and Monitoring Responsibility:** YFO, Lands

Compliance inspections would be conducted regularly to verify that the holder complies with the stipulations, terms and conditions set forth in right-of-way grant AZA 31207.

**Decision:**

BLM has determined that the proposal conforms to the land use plan, is in accordance with the categorical exclusion criteria, and that it will not involve any significant adverse environmental effects. Therefore, it is categorically excluded from further environmental review. The Proposed Action will have no effect on the President's Energy Policy and a Statement of Adverse Energy Impact is not required. The proposed action will be implemented subject to the stipulations within the authorizing document.

Approved by: \_\_\_\_\_

Rebecca Heick  
Yuma Field Manager

Date: \_\_\_\_\_

**Categorical Exclusion Review**

Department of the Interior Departmental Manual 516 2.3.A(3) provides for a review of the following categorical exclusion criteria to determine if exceptions apply to this project. The following exceptions apply to individual actions within categorical exclusions (CX). Environmental documents must be prepared for actions which may:

<b>CRITERIA</b>	<b>YES</b>	<b>NO</b>
1 Have significantly adverse effects on public health or safety.	_____	__X__
2 Have adverse effects on such unique geographic characteristics as historic or cultural resources, parks, recreation or refuge lands, wilderness areas, wild or scenic rivers, sole or main drinking water aquifers, prime farmlands, wetlands, floodplains, or ecologically significant or critical areas, including those listed on the Department's National Register of Natural Landmarks.	_____	__X__
3 Have highly controversial environmental impacts.	_____	__X__
4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	_____	__X__
5 Establish a precedent for future actions or represent a decision in principle about future actions with potentially significant environmental effects.	_____	__X__
6 Are directly related to other actions with individually insignificant but cumulatively significant environmental effects.	_____	__X__
7 Adversely affect on properties listed or eligible for listing on the National Register of Historic Places.	_____	__X__
8 Adversely affect species listed or proposed for listing on the List of Endangered or Threatened Species, or adversely affect designated critical habitat for these species.	_____	__X__
9 Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act.	_____	__X__
10 Threaten to violate a Federal, State, local, or tribal law or requirements imposed for protecting the environment.	_____	__X__